

may set aside annually, if within their judgment they deem it necessary, twenty per cent of the total roads funds of said county, together, with all moneys derived in lieu of free labor for the purposes of keeping in good repair the roads as may be designated by the board of commissioners, and as classified in section four.

SEC. 8. That for the purpose of carrying out the provisions of this act any contractor or superintendent of any road or roads of said county is hereby authorized to enter upon any lands near to or adjoining such road or roads, to cut and carry timber, except trees or groves on improved lands planted or left for ornament or shade, to dig or cause to be dug and carried away any gravel, sand, or stone which may be necessary to construct, improve or repair said road, and to enter on any lands adjoining or lying near the road in order to make such drain or ditches through the same as he or they may deem necessary for the betterment of said road, doing as little injury to said lands as the nature of the case and the public good will permit; and all persons claiming damages for the same shall not commence action for the same until three months after said road or roads have been repaired and improved. And any and all damages sustained by reason of carrying off timber, gravel, etc., shall be paid out of the general fund.

Material for construction.

Damages for material taken.

Damages paid out of general fund.

SEC. 9. That it shall be unlawful for any person or persons to fill up or obstruct any ditch or drain that has been constructed for the benefit of said roads.

Unlawful to obstruct ditch.

SEC. 10. That the county treasurer shall keep a separate account of the road fund of the county and of his disbursements of the same, and he shall make a written report thereof to the board of county commissioners at their regular meetings on the first Monday in each month; and on the first Monday in July and January of each and every year he shall present to the said board of commissioners a written report, giving a statement of the disbursements from the general road fund, during the preceding six months, which reports, or the substance thereof, shall be published by said commissioners in at least one newspaper published at the county seat at least one insertion.

Treasurer to keep separate account.

Report to Commissioners.

Report to be published.

SEC. 11. That the provisions of this act shall not apply to Waynesville Township.

Act not to apply to Waynesville Township.

SEC. 12. That the commissioners of said county may have the right to lay out or make such changes in any of the public roads of said county where and whenever deemed necessary.

Commissioners, make necessary changes.

SEC. 13. That all laws and clauses of laws in conflict with this act are hereby repealed.

SEC. 14. That this act shall be in force from and after its ratification.

Ratified this 5th day of March, A. D. 1919.